

Executive Order
Office of the Mayor
City of Atlanta

EXECUTIVE ORDER NUMBER 2003- 04

BY THE MAYOR

DIRECTING THAT THE BUREAU OF BUILDINGS ACCEPT NO APPLICATIONS FOR THE ISSUANCE OF BUILDING PERMITS FOR DUPLEXES ON VACANT R-5 PROPERTY IN COUNCIL DISTRICT 3 UNTIL SUCH TIME AS THE CITY COUNCIL HAS TAKEN FINAL ACTION ON AN ORDINANCE PROPOSING A 180 DAY MORATORIUM ON THE ISSUANCE OF SUCH PERMITS.

WHEREAS, an ordinance proposing a moratorium on the acceptance of building permits for the construction of duplexes on vacant R-5 parcels in Council District 3 for the purpose of conducting a survey and inventory of the vacant R-5 parcels to explore the feasibility of rezoning to R-4, certain neighborhoods in Neighborhood Planning Units K, L, T, and J which are now zoned R-5, was introduced before the City Council at its meeting on May 19, 2003 ; and

WHEREAS, during the period between the introduction of the ordinance and prior to the time that final action of the City Council can be taken, there exists the strong possibility that numerous applications would be filed with the Bureau of Buildings that would circumvent the purposes of the moratorium; and

WHEREAS, the Bureau of Buildings would have to consider those applications under the current regulations imposed by the City of Atlanta Zoning Ordinance unless an executive order is issued which directs the Bureau of Buildings that no such applications can be accepted between the first action of the City Council on the moratorium ordinance and the final action of the City Council on said ordinance; and

WHEREAS, pursuant to Section 2-182 of the Code of the City of Atlanta, the Mayor may issue executive orders which apply to events of short duration and which expire at the next meeting of City Council subsequent thereof unless ratified by a majority vote of the members present and voting; and

WHEREAS, there is an urgent need, substantially related to the public health, safety and welfare, that the ordinance proposing a moratorium on the acceptance of building permits for the construction of duplexes on vacant R-5 parcels in Council District 3 for the purpose of conducting a survey and inventory of the vacant R-5 parcels to explore the feasibility of rezoning to R-4, certain neighborhoods in Neighborhood Planning Units K, L, T, and J which are now zoned R-5 be supplemented by an executive order,

until such time as the City Council has the opportunity to take final action on said ordinance, so that the purpose of the moratorium is not circumvented; and

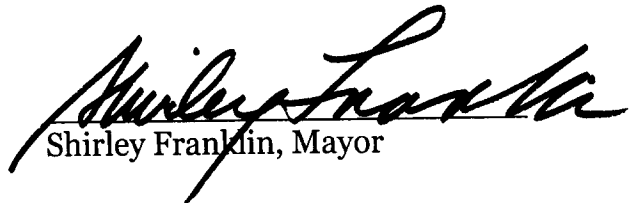
WHEREAS, this executive order will be for a brief and specific period of time which shall be from May 19, 2003 until no later than June 2, 2003.

I, SHIRLEY FRANKLIN, AS MAYOR OF THE CITY OF ATLANTA, NOW HEREBY AUTHORIZE, ORDER AND DIRECT AS FOLLOWS:

As of May 19, 2003, the Director of the Bureau of Buildings is hereby authorized, ordered and directed to refuse to accept for review or consideration any applications for building permits for the construction of duplexes on vacant R-5 parcels within the boundaries of Council District 3 as such boundaries are defined in the City Charter.

This order shall remain in effect until such time as the City Council meets to take final action on the moratorium ordinance and adopts or adversely said ordinance, provided however that the final action of City Council must take place on or before June 2, 2003.

This 19th day of May, 2003


Shirley Franklin, Mayor

ATTESTED:


Municipal Clerk